

Attorney's Do. No. 9725-74

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Lynn A. Russell et al.

Confirmation No. 1211

Serial No. 09/904,197

Examiner: J. Miller

Filed: July 11, 2001

Group Art Unit: 3653

For: MODULE FOR SCREENING OR DIVERTNG PARTICULATE MATERIAL
AND METHOD OF PRODUCING THE MODULE

TERMINAL DISCLAIMER TO OBTAIN A DOUBLE
PATENTING REJECTION UNDER 37 CFR 1.321(b)

Jerome S. Marger, the disclaimant herein, represents that he is the attorney of record for the above-captioned application. The extent of the Applicant's interest is in the whole of the invention.

The disclaimant hereby disclaims the terminal part of any patent granted on the above-identified application, U.S. Serial No. 09/904,197, which would extend beyond the expiration date of the full statutory term of US Patent Number 6,267,246, granted on July 31, 2001; and

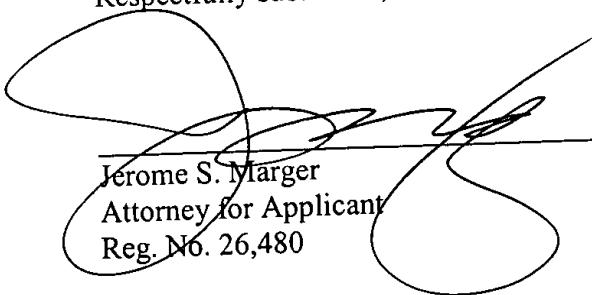
It is hereby agreed that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to US Patent Number 6,267,246, granted on July 31, 2001, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

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Disclaimant does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of US Patent Number 6,267,246, granted on July 31, 2001, in the event that it later expires for failure to pay a maintenance fee, or is held unenforceable, or is found invalid, or is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), or has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The fee prescribed under 37 CFR 1.20(d) is hereby submitted with credit card authorization, however, any deficiency or overpayment should be charged to deposit account number 13-1703.

Respectfully submitted,



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Date: March 27, 2003

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